

combination with Yang et al., Iizuka, Lou and Lee et al. and further in view of Graettinger et al. (US 6,348,709 B1). Applicant respectfully traverses these rejections for the following reasons.

Applicant respectfully submits that Lee et al. cannot preclude patentability in the instant application under 35 U.S.C. §103(a). Under 35 U.S.C. §103(c), “[s]ubject matter developed by another person, which qualifies as prior art only under one or more of subsections (e), (f), and (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.”

Since the present application was filed on October 19, 2001, which is after the date of enactment of the revised 35 U.S.C. §103(c), i.e., November 29, 1999, it is respectfully submitted that this revision to 35 U.S.C. §103(c) applies to the present application. Further, Applicant respectfully submits that Lee et al. and Applicant’s claimed invention were, at the time the invention was made, subject to an obligation of assignment to the same assignee, Hynix Semiconductor Inc. The assignee’s name “Hyundai Electronics Industries Co., Ltd.” has been changed to “Hynix Semiconductor Inc.” Further, Lee et al. qualifies as prior art only under 35 U.S.C. §102(e). Thus, Lee et al. shall not preclude patentability of the Applicant’s claimed invention pursuant to 35 U.S.C. §103(c). Hence, it is respectfully submitted that Lee et al. should be excluded as prior art under 35 U.S.C. §103 to the present application, and that all rejections under 35 U.S.C. §103(a) should be withdrawn.

On October 19, 2001, Applicant filed a Claim for Priority and a Certified copy of Korean Patent Application No. 2000-62025. Pursuant to 37 C.F.R. §1.55(a), Applicant submits herewith an English-language translation of Korean Patent Application No. 2000-62025 to establish the earlier date of invention for Applicant's invention.

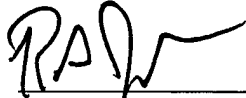
Conclusion

In view of the foregoing amendments and remarks, Applicants respectfully request the reconsideration and the timely allowance of the pending claims. Should the Examiner believe that there are any issues outstanding after consideration of this response, the Examiner is invited to contact Applicants' undersigned representative to expedite prosecution.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

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